



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
 G.A. Jaquette )  
 Serial No.: 09/977,159 )  
 Filed: October 11, 2001 )  
 For: METHOD, SYSTEM, AND PROGRAM )  
 FOR SECURELY PROVIDING KEYS TO )  
 ENCODE AND DECODE DATA IN A )  
 STORAGE CARTRIDGE )

Examiner: Firmin Backer

Art Unit: 3621

 Customer No.  
 46917

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith in the above-identified application is an:

☒ Amendment 17 pages.  
☒ Return Postcard.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR		PRESENT EXTRA RATE		ADDIT. FEE	OR	RATE		ADDIT. FEE
TOTAL	43	MINUS	43	=	0	x	\$0	OR	x 50	\$	
INDEP CLAIMS	6	MINUS	6	=	0	x	\$0	OR	x 200	\$	
						+	\$0	OR	+ 360	\$	
<u>      </u> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM							\$0	OR	TOTAL	\$-0-	

       Please charge Deposit Account No. 09-0449 the amount of \$       to cover the extension fee and also the amount of \$       to cover the claim fee. A duplicate copy of this sheet is enclosed.  
       A check in the amount of \$       to cover the extension fee is enclosed.  
       A check in the amount of \$       to cover the filing fee is enclosed.  
       A check in the amount of \$       to cover the petition fee is enclosed.  
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or any future or concurrent communication or reply, or credit any overpayment to Deposit Account No.09-0449. A duplicate of this sheet is enclosed.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17, including all required extension of time fees.

Respectfully submitted,

Dated: February 8, 2006

David W. Victor  
 Registration No. 39,867  
 KONRAD RAYNES & VICTOR, LLP  
 315 S. Beverly Drive, Suite 210  
 Beverly Hills, CA 90212  
 (310) 556-7983 (voice)  
 (310) 556-7984 (fax)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 8, 2006.

David W. Victor

 2/8/06  
 Date



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	G.A. Jaquette	Examiner	3621
Serial No.	09/977,159	Group Art Unit	Firmin Backer
Filed	October 11, 2001	Docket No.	TUC920010022US1
TITLE	METHOD, SYSTEM, AND PROGRAM FOR SECURELY PROVIDING KEYS TO ENCODE AND DECODE DATA IN A STORAGE CARTRIDGE		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 8, 2006.

David W. Victor

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted in response to a non-final office action dated November 8, 2005, in which the Examiner rejected all the claims as anticipated (35 U.S.C. §102) over cited art ("Third Office Action"). On February 7<sup>th</sup>, the attorney for Applicants and the Examiner held a phone interview to discuss the rejections. Although no agreement was reached during the interview, the Examiner said he would review the rejection in view of Applicants arguments, which are presented herein. Applicants amended certain claims to remove the "capable" language as requested by the Examiner. Applicants submit that all pending claims 1-43 are patentable over the cited art and in condition for allowance for the reasons discussed herein.

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Remarks/Arguments begin on page 12.